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PATENT APPLICATION

RESPONSE UNDER 37 CFR §1.116
EXPEDITED PROCEDURE
TECHNOLOGY CENTER ART UNIT 1742

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yasutaka SUGAWARA et al.

Group Art Unit: 1742

Application No.: 10/722,427

Examiner: S. IP

Filed: November 28, 2003

Docket No.: 117900

For: COPPER ALLOY AND PRODUCING METHOD THEREFOR

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REQUEST FOR RECONSIDERATION AFTER FINAL REJECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the August 24, 2005 Office Action, reconsideration of the rejections is respectfully requested in light of the following remarks.

Claims 1-7 are pending in this application. Claim 7 has been withdrawn from consideration.

I. Rejection Under 35 U.S.C. §103(a)

Claims 1-6 were rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over U.S. Patent No. 4,559,119 ("Ikushima"). This rejection is respectfully traversed.

The Patent Office alleges that Ikushima teaches a copper titanium alloy composition with second-phase elements, second-phase size and distribution, and processing steps such as solution heat treatment, working and aging. The Patent Office admits that Ikushima does not teach or suggest the percent of conversion to second-phase particles, area percentage, and